

SERIAL NO. 09/505,748
Amendment dated October 16, 2003
Reply to Office Action of July 16, 2003

PATENT
Docket RAL9-99-0181

REMARKS

This amendment is in response to the Office Action mailed July 16, 2003.

Applicants' attorney expresses thanks to the Examiner for not making the related Office Action final.

The Examiner raises several objections to the specification set forth under item 4 of the Office Action. In response, each of the objections have been reviewed and the specification has been amended to comply with the Examiner's suggestion. As a consequence, the objections to the specification should now be withdrawn.

The Examiner raises several objections to the claims. However, in view of the amendments to the claims these objections are moot and not addressed further.

Claims 1, 4, 5, 7 and 10-11 are rejected under 35 USC 103(a) as being unpatentable over Seawright et al. (SE) (U.S. Patent 5,920,711) in view of Kim et al. (KI) (IEEE, August 1999).

In response, claims 4, 5, 7 and 10-11 are canceled without prejudice. Even though applicants disagree with the Examiner's position regarding the statement in 8.1 that SE discloses the first two elements of applicants' claim, applicants will focus on the amended claim to distinguish over the Examiner's combination of

references. In particular, the claim as amended calls for a receiver system and transmitter system as set forth therein. By providing the transmitter and receiver system as recited applicants provide a behavioral framer which can be programmed to simulate framers from different framer manufacturers. Neither of the Examiner's references suggest such a function. Therefore even after the combination formed by the Examiner's references the resulting combination would not render applicants' claim obvious because the features set forth in the claim are not present nor suggested in the Examiner's combination. Newly added claims 13-16 are also patentable over the art of record for the reasons set forth above.

Claims 2, 3 and 6 depend on claim 1. The rejection on all of these claims are based upon combination of references including U.S. Patent 5,920,711. For reasons set forth above and incorporated herein by reference these claims are patentable over the Examiner's combination. In addition, applicants would like to point out that U.S. Patent 5,920,711 provides a GUI interface and not a behavioral model for a framer as claimed in applicants' invention. A GUI interface is different and inapposite to the teaching of a framer as set forth in the amended claims.

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It is believed that the present amendment addresses all the issues raised by the Examiner. Reconsideration is hereby requested and an early allowance of the claims is solicited.

Respectfully submitted,



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